



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1257-B)

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In the Application of: Campbell et al.)

Examiner: Deepak R

Serial No. 10/005,064)

Group Art Unit 1624

Filed: 12/04/2001)

Title: ABCA-1 Elevating Compounds)

Mail Stop RCE
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO ACCOMPANY AN RCE

Dear Sir:

This Response accompanies a RCE for the above-captioned U.S. patent application. The reply is responsive to the Official Action dated December 3, 2002 (Paper No. 8). This response is being submitted within the 3-month extended response period. A request for a 3-month extension of time is enclosed with this reply.

Claims 1, 3-13, 28-36, 38-47, 62 and 63 are pending in the Application at the time of this official action.

Applicants point out that the Examiner has provided a new basis for rejection under 35 § 102(b) and new references against claims 1, 28-35, 36 and 62-63. Applicants respectfully suggest that a final rejection is, therefore, inappropriate. Applicants respectfully request that the Examiner withdraw his final rejection.

Applicants traverse the rejections presented by the Examiner and present the following arguments and amendments.